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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

NANCY R. HEINEN and FRED D. ANDERSON,

Defendants.

Case No. C-07-2214 (HRL)

DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT COURT JUDGE

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT COURT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Dated: May 1, 2007

Signature [signature]

Counsel for Plaintiff SECURITIES AND EXCHANGE COMMISSION

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